



## Marcus Grant

Call 1993

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Marcus Grant is ranked as a 'Star Individual' Personal Injury Junior by Chambers & Partners (London) 2022, as he has been since 2017.

He specialises in head injury, chronic pain and spinal litigation. He is noted for his leadership in exploring recent neurological and chronic pain developments in the Courts and is regarded for his insight into the nuances of the medicine and for his tenacity in handling medical experts in his specialist areas.

## Expertise

### Personal Injury & Clinical Negligence

In the last 2 years, he was Counsel in the leading High Court decisions in his fields of expertise:

*Palmer v. Mantas & Liverpool Victoria Insurance Company* [2022] EWHC 90,  
*Stansfield v. BBC* [2021] EWHC 2638  
*Long v. Elegant Resorts* [2021] EWHC 1330

He was shortlisted as Personal Injury Junior of the Year at the Chambers & Partners UK Bar Awards 2022 and won the Chambers & Partners UK Bar Awards as Personal Injury and Clinical Negligence Junior of the Year in 2016. Also, he was shortlisted as Junior Pro Bono Barrister of the Year at the 2021 Pro Bono Bar Awards

The focus of his claimant PI practice is to provide advice and representation to claimants reporting subjective symptoms from injuries that exceed any objective identifiable organic lesion.

Such claimants typically present with symptoms of an undiagnosed mTBI, audio vestibular damage, chronic pain or functional neurological disorder.

Often such claimants encounter disbelief in a litigation setting, accused of deliberate or sub-conscious exaggeration of their symptoms. Unpicking the symptoms and marshalling the medicine underpinning them is Marcus' forte.

He has litigated 13 diffuse axonal injury ["DAI"] claims to trial over the last 15 years, 9 to judgment, from *Van*



*Wees v Kharkour* [2007] EWHC 165 to *Palmer v Mantas & Liverpool Victoria Insurance Company* [2022] EWHC 90.

In 2022, he contributed a chapter on 'Medicolegal perspectives in TBI litigation' for The Oxford Textbook of Traumatic Brain Injury, which charts the evolution of mTBI through the Court over the last 15 years. In 2021, he published an article in PI Focus on fundamental dishonesty pleading in personal injury litigation.

His cases have illustrated the distinction between idiopathic and post-traumatic fibromyalgia, and the importance of addressing the cause of loss of REM sleep in the triggering of the rheumatological pain condition. This was crucial in establishing causation in the lead case in the field of *Maguire v Carillion* [2017] 3 WLUK 788 in which he appeared for the claimant.

He has litigated cases where the use of covert and overt recordings of expert appointments proved to be critical to the outcome of cases, addressed in the judgments in *Mustard v. Flower* [2019] EWHC 2623 and *MacDonald v. Burton* [2020] EWHC 906.

He appeared in the case of *Samson v. Ali* [2012] EWHC 4146 which challenged the legitimacy of covert surveillance evidence served by a defendant.

In 2019 he participated a round table FOIL symposium where he fielded questions put to him by insurers about the state of mTBI litigation.

He takes on occasional Direct Access cases and Pro Bono cases including the case of *Khan v Goddard* (unrep) for which he was nominated as Junior Pro Bono Barrister of the Year in the 2021 Bar Pro Bono Awards.

He was Counsel in the case of *Nield v Loveday* [2011] EWHC 2324 that won the award of 'Outstanding Case of the Year' at the Personal Injury Awards 2011.

He was shortlisted as Barrister of the Year in the 2012 'Pro Claim' Personal Injury Awards.

He has delivered six seminars to PIBA and three to APIL.

He was a Member of the Ogden Working Party.

He is a member of Lincoln's Inn and teaches on the Inn's New Practitioners Advocacy Training Programme.

He takes on cases for Advocate, The Pro Bono Charity for the Bar and has mentored 12 pupils over the years at TGC. He currently mentors two pupils under the BDABar scheme and participates in 'Bridging the Bar', that provides access to law students to advocacy at the Bar.

## Appointments

- CEDR accredited mediator

## Awards

- 'Personal Injury / Clinical Negligence Junior of the Year' – Chambers & Partners 2016

## Education

- BA (Hons) (Economics & Accounting), Reading University

## Languages

- Spanish

## Memberships

- PIBA
- APIL

## Recommendations

- "Marcus is a force to be reckoned with. Whether on his feet or a paper, Marcus is absolutely first rate. His interpersonal skills are also exceptional." "His understanding of strategy is unparalleled; he always has the overall endgame in view." **Chambers & Partners 2023**
- "Marcus is a silk in all but name. He has been one of a handful of the very top juniors of the PI bar for years." **Legal 500 2023**
- "A leader in his field, particularly in subtle brain injuries. He is very meticulous, razor-sharp and never misses a trick. His paperwork is very thorough and he captures the essence of the factual and legal dispute involved so well that it makes litigation look easy. He truly is in a league of his own when it comes to brain injury work." "A fountain of knowledge. He is robust and very effective." **Chambers & Partners 2022**
- "One of the country's leading experts in subtle brain injury claims and chronic injury claims." **Legal 500 2022, Tier 1**
- "He's the best person in the country for subtle brain injury cases and has an excellent command of medicine. His client skills are also very good." "He is a very good advocate – very polite and fights hard for his clients." "He is incredibly hard-working and pays great attention to detail." "Whether on his feet or on paper, Mr Grant is truly fourth-dimensional, with a second-to-none work ethic." **Chambers & Partners 2021**
- "Has in-depth understanding of the medicine in the highly specialised fields of subtle brain injury and chronic pain conditions. Marcus has an excellent empathetic manner with clients sometimes lacking from the bar. He impresses with his experience of medico legal issues and legal knowledge whilst



remaining highly effective on his feet." **Legal 500 2021, Tier 1**

- "Marcus is a sought-after leading junior with a huge following. His specialism is brain injury, and his tenacity and knowledge of this area are second to none. He stands out for his leadership in exploring recent neurological developments in the courts and for his handling of medical experts." "He is an extraordinarily diligent performer who works ridiculously hard." "He has a first-rate mind and the stamina to match. He is a master at making the complicated very simple." **Chambers & Partners 2020**